

In re:
Jean A. DeGutis
Debtor

Case No. 16-11692-fjb
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0101-1

User: telam
Form ID: pdf012

Page 1 of 1
Total Noticed: 1

Date Rcvd: Sep 21, 2016

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 23, 2016.

db +Jean A. DeGutis, 44 Warren Street, Plainville, MA 02762-1806

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 23, 2016

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 21, 2016 at the address(es) listed below:

Anthony Leone on behalf of Creditor Webster Bank, N.A. aleone@murthalaw.com
Carolyn Bankowski-13 13trustee@ch13boston.com
Honoria DaSilva-Kilgore on behalf of Debtor Jean A. DeGutis hdklaw@hdklawoffices.com
John Fitzgerald USTPRegion01.BO. ECF@USDOJ.GOV
Lisa M. Kresge on behalf of Creditor Webster Bank, N.A. lkresge@brccsm.com,
lormonde@brccsm.com;dantonetti@brccsm.com
Thomas S. Vangel on behalf of Creditor Webster Bank, N.A. tvangel@murthalaw.com

TOTAL: 6

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MASSACHUSETTS
EASTERN DIVISION

In re:

IN RE: JEAN A. DEGUTIS,
Debtor.

CHAPTER 13
CASE NO. 16-11692-FJB

**ASSENTED TO MOTION TO CONTINUE HEARING ON WEBSTER
BANK, N.A.'S MOTION TO DISMISS**

Webster Bank, N.A. (the “Bank”) and Jean A. DeGutis (the “Debtor”), through their undersigned counsel, jointly move this Court for an Order continuing the Motion to Dismiss Hearing scheduled for September 29, 2016. As grounds for this Motion, the Bank and Debtor (the “Parties”) state as follows:

1. On September 8, 2016, the Court scheduled a non-evidentiary hearing for September 29, 2016 to consider the Bank’s Motion to Dismiss.
2. On September 8, 2016, the Court held a hearing on the Bank’s Objection to the Debtor’s Chapter 13 Plan (“Objection Hearing”). At the Objection Hearing, the Court directed the Debtor to file an Amended Plan and Motion to Approve an Amended Plan on or before October 10, 2016 (the “Amended Plan”).
3. On September 19, 2016, the Bank’s counsel conferred via e-mail with the Debtor’s counsel regarding the Debtor’s assent to a continuance of the Motion to Dismiss Hearing in light of the Debtor’s need to file an Amended Plan and the Bank’s request for further documentation from the Debtor regarding: (1) payment of the Debtor’s quarterly real estate taxes; (2) the Debtor’s filed income tax returns; (3) documentation evidencing the annuity/insurance policy

naming the Debtor as a beneficiary; and (4) records, spreadsheets, ledgers, or the like concerning the breakdown of income from the Debtor's operation of the equestrian farm.

4. The Debtor has not yet filed an Amended Plan and is in the process of obtaining the information requested by the Bank.

5. With the assent of the Debtor, the Bank seeks a continuance of the Motion to Dismiss Hearing until October 27, 2016 or the next available date thereafter that is convenient for the Court.

WHEREFORE, the Parties respectfully request that the Court enter an Order continuing the Motion to Dismiss Hearing until Thursday, October 27, 2016 or a date thereafter that is convenient for the Court.

Respectfully submitted,

WEBSTER BANK, N.A.

By Its Attorneys,

/s/ Anthony R. Leone

Thomas S. Vangel, BBO #552386
Anthony R. Leone, BBO #681760
Murtha Cullina LLP
99 High Street
Boston, Massachusetts 02110-2320
Telephone: 617.457.4000
Facsimile: 617.482.3868
tvangel@murthalaw.com
aleone@murthalaw.com

Assented to:

JEAN A. DEGUTIS

By her Attorney,

/s/ Honoria DaSilva-Kilgore

Honoria DaSilva-Kilgore, BBO #564202
Honoria DaSilva-Kilgore, P.C.
P.O. Box 277
Raynham, MA 02767
(508) 822-3200
Fax : (508) 822-328

DATED: September 21, 2016

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MASSACHUSETTS
EASTERN DIVISION

In re:

IN RE: JEAN A. DEGUTIS,
Debtor.

CHAPTER 13
CASE NO. 16-11692

CERTIFICATE OF SERVICE

I, Anthony R. Leone, hereby certify that on the 21st day of September, 2016, a copy of ***Assented To Motion to Continue Hearing on Webster Bank, N.A.'s Motion to Dismiss*** was served through the Court's electronic filing system on all parties registered to receive electronic notice and the following parties by first class mail listed on the attached Service List:

/s/ Anthony R. Leone
Anthony R. Leone, Esq.
BBO #681760
Murtha Cullina LLP
99 High Street
Boston, MA 02110
(617) 457-4117 Telephone
(617) 482-3868 Facsimile
aleone@murthalaw.com

US Trustee's Office* JW McCormack Post Office & Cthouse 5 Post Office Square, Ste. 1150 Boston, MA 02109	Jean A. DeGutis 44 Warren Street Plainville, MA 02762-1806	Allied Account Services 422 Bedford Avenue Bellmore, NY 11710-3564
American Express P.O. Box 360001 Fort Lauderdale, FL 33336-0001	American Express Bank FSB c/o Becket and Lee LLP P.O. Box 3001 Malvern, PA 19355-0701	Bank of America P.O. Box 25118 Tampa, FL 33622-5118
Bank of America, N.A. P.O. Box 15025 Wilmington, DE 19886-5025	Benjamin Michael & Associates P.O. Box 41 Coram, NY 11727-0041	Discover Bank Discover Products, Inc. P.O. Box 3025 New Albany, OH 43054-3025
Donellon Orcutt Patch & Stallard PC 96 Broadway Taunton, MA 02780-2533	FMA Alliance, Ltd. P.O. Box 2409 Houston, TX 7752-2409	
HarborOne Credit Union P.O. Box 4139 Woburn, MA 01888-4139	Internal Revenue Service Centralized Insolvency Operations P.O. Box 7346 Philadelphia, PA 19101-7346	Law Office of Howard Lee Schiff PC P.O. Box 280245 East Hartford, CT 06128-0245
Massachusetts Dept. of Revenue P.O. Box 7010 Boston, MA 02204-7010	Massachusetts Dept. of Revenue Bankruptcy Unit P.O. 9564 Boston, MA 02114-9564	National Grid 300 Erie Blvd. West Syracuse, NY 13202-4250
National Grid P.O. Box 11737 Newark, NJ 07101-4737	Santoro Oil Family of Companies P.O. Box 9063 Providence, RI 02940-9063	Southwest Credit Systems, LP 4120 International Pkwy, Ste. 1100 Carrollton, TX 75007-1958
Sunrise Credit Services P.O. Box 9100 Farmington, NY 11735-9100	Town of Plainville P.O. Box 1795 Plainville, MA 02762-0795	Verizon Wireless P.O. Box 15064 Albany, NY 12212-5064
Webster Bank, N.A. 137 Bank Street Waterbury, CT 06702-2205	Webster Bank P.O. Box 1809 Hartford, CT 06144-1809	Webster Bank, N.A. 609 West Johnson Avenue Cheshire, CT 06410-4502

Carolyn Bankowski
Chapter 13 Trustee Boston
P.O. Box 8250
Boston, MA 02114-0950

Honoria DaSilva-Kilgore
2 Richard Street
P.O. Box 277
Raynham, MA 02767-0500

****served by electronic transmission***